

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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DATE FILED: 05/06/2015

JOHN OLAGUES,

Plaintiff,

-v-

CARL C. ICAHN, HIGH RIVER LIMITED
PARTNERSHIP, ICAHN PARTNERS LP, ICAHN
PARTNERS MASTER FUND LP, ICAHN
PARTNERS MASTER FUND II LP, ICAHN
PARTNERS MASTER FUND III LP and
HOLOGIC INC.,

Defendants.

Case No.: 1:15-cv-02476-GHW

ECF Case

Notice of Dismissal

NOTICE OF DISMISSAL WITHOUT PREJUDICE

Pursuant to Rule 41(a)(1)(A)(i), Plaintiff hereby dismisses Defendant Hologic Inc. from this action without prejudice. Defendant Hologic Inc. has neither served an answer nor a motion for summary judgment.

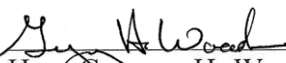
John Olagues,

By his attorneys,


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The Clerk of Court is directed
to remove defendant Hologic
Inc. from the caption of this
case.

SO ORDERED:


Hon. Gregory H. Woods *mc*
U.S.D.J.

Dated: May 6, 2015
New York, New York